

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(Case No. 98,189-P1)

*JPW*

In the Application of:

William Richards

Serial No.: 10/601,925

Filed: June 23, 2003

Title: Automated Molecular Pathology Apparatus  
Having Independent Slide Heaters



Art Unit: 1743

Examiner: Brian R. Gordon

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**TRANSMITTAL LETTER**

In regard to the above identified application:

1. We are transmitting herewith the attached:

- A. Letter RE Information Disclosure Statement
- B. Information Disclosure Statement
- C. Copy of cited Non-U.S. Patent Reference
- D. Return Receipt Postcard

2. With respect to additional fees:

- ☐ A. No additional fee is required.
- ☒ B. Attached is a check in the amount of \$180.00

3. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490.  
A duplicate copy of this sheet is enclosed.

4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 10th of March, 2006.

By

*A Blair Hughes*  
A Blair Hughes

Reg. No. 32,901

McDONNELL BOEHNEN HULBERT  
& BERGHOFF  
300 South Wacker Drive  
Chicago, Illinois 60606



# PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Case No. 98,189-P1)

**In the Application of:**

Richards et al.

Serial No. 10/601,925

Filed: June 23, 2003

**Title: Automated Molecular Pathology Apparatus  
Having Independent Slide Heaters**

Art Unit: 1743

Examiner: Brian Gordon


## LETTER RE INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The accompanying Information Disclosure Statement is being submitted after the mailing of the First Official Action in the above-referenced case. Therefore, a check for \$180.00 required by the filing of this paper is attached.

Respectfully submitted,  
McDonnell Boehnen Hulbert & Berghoff LLP

  
A. Blair Hughes  
Reg. No. 32,901

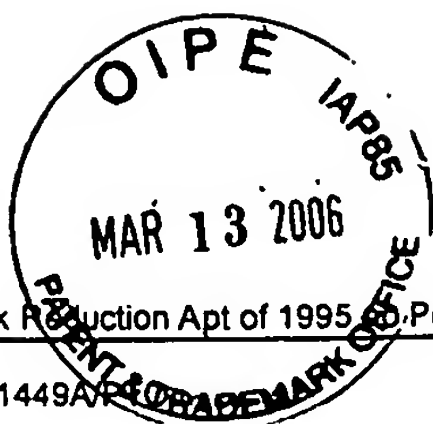
Date: March 10, 2006

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**McDONNELL BOEHNEN HULBERT & BERGHOFF LLP**  
**300 South Wacker Drive**  
**Chicago, Illinois 60606**



PTO/SB/08a (07-05)

Approved for use through 07/31/2006. OMB 0651-0031

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Substitute for form 1449A

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet

1

of

2

**Complete if Known**

Application Number	10/601,925
Filing Date	June 23, 2003
First Named Inventor	Richards
Art Unit	1743
Examiner Name	Brian Gordon
Attorney Docket Number	98-189-P1

**U. S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US- 3,977,568	8-31-76	Smith	
		US- 4,296,069	10-20-81	Smith et al.	
		US- 4,635,791	1-13-87	Jackson et al.	
		US- 5,589,649	12-31-96	Brinker et al.	
		US- 5,654,200	8-5-97	Copeland et al.	
		US- 5,839,091	11-17-98	Rhett et al.	
		US- 6,092,695	7-25-00	Loeffler	
		US- 6,296,809	10-2-01	Richards et al.	
		US- 6,495,106	12-17-02	Kalra et al.	
		US- 6,541,261	4-1-03	Bogen	
		US- 6,582,962	6-24-03	Richards et al.	
		US- 6,673,620	1-6-04	Loeffler et al.	
		US- 6,783,733	8-31-04	Bogen et al.	
		US- 6,827,900	12-7-04	Thiem et al.	
		US- 2002/0054830	5-9-02	Bogen et al.	
		US- 2004/0241050	12-2-04	Bogen et al.	
		US- 2004/0191128	9-30-04	Bogen et al.	
		US-			

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>5</sup>
		Country Code <sup>3</sup> "Number" <sup>4</sup> "Kind Code" <sup>5</sup> (if known)				

Examiner  
SignatureDate  
Considered

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Substitute for form 1449B/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>		<b>Complete if Known</b>	
		Application Number	10/601,925
		Filing Date	June 23, 2003
		First Named Inventor	Richards
		Art Unit	1743
		Examiner Name	Brian R. Gordon
Sheet 2	of 2	Attorney Docket Number	98-189-P1

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		"The Complete Immunoperoxidase System", IMMULOK, advertisement, 1 page	
		United States Court of Appeals for the Federal Circuit, Cytologix Corporation v. Ventana Medical Systems, Inc., Case No. 04-1446, Decision decided September 21, 2005, pp. 1-18	

Examiner Signature		Date Considered	
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<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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